

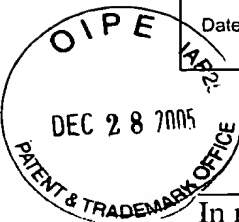
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 255077265 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 12/28/05

Signature: *Jessica Wood*

(Jessica Wood)

Docket No.: 49581/P020US/09905259
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Albert H. Taddiken

Application No.: 09/461,778

Art Unit: 2662

Filed: December 15, 1999

Examiner: A. Elallam

For: SYSTEM AND METHOD FOR PULSED
CABLE TELEPHONY

COMMENTS ON REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant thanks the Examiner for the Notice of Allowability. However, Applicant respectfully notes that the Examiner's statement of reasons for allowance does not correctly characterize some of the claims. The reasons for allowance state that the prior art fails to teach or suggest:

A radio frequency cable input for receiving TDM RF signal and continuous wave (CW) signal, a tuner for processing the TDM RF signal, the tuner is capable of processing the CW signal; and wherein the NIU receives electrical power via the cable input when the tuner is processing the TDM RF signal, and receives electrical power from a different source when processing the CW signal, as indicated in independent claims 1, 17, 34, and 46.

Notice of Allowability at 3-4. However, not all of the claims recite a CW signal. For instance, independent claims 17 and 34 are not limited to receiving or processing a CW wave.

Applicant respectfully asserts that each of the claims are limited only by their own specifically-recited features. Moreover, Applicant has shown how the features set forth in each of the allowed claims distinguish over the applied art. Accordingly, Applicant asserts

that each of the claims pending in the present application are in condition for allowance and should pass to issue.

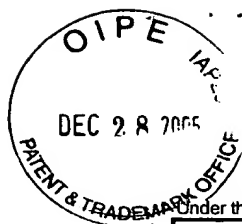
Once again, Applicant thanks the Examiner for the Notice Of Allowability and cooperation in making the Examiner's Amendment. However, should the Examiner disagree with Applicant's statement above, the Examiner is respectfully invited to reopen prosecution.

It is believed that no fees are due with this response. However, if any additional fees are due, please charge Deposit Account No. 06-2380, under Order No. 49581/P020US/09905259 from which the undersigned is authorized to draw.

Dated: December 28, 2005

Respectfully submitted,

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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/461,778-Conf. #4254	
	Filing Date	December 15, 1999	
	First Named Inventor	Albert H. Taddiken	
	Art Unit	2662	
	Examiner Name	A. Elallam	
Total Number of Pages in This Submission	5	Attorney Docket Number	49581/P020US/09905259

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Comments on Reasons for Allowance Return Receipt Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	FULBRIGHT & JAWORSKI L.L.P.		
Signature			
Printed name	R. Ross Viguet		
Date	December 28, 2005	Reg. No.	42,203

Transmittal

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